

Probate Notes for September 25, 2019

Probate notes are a recommendation as to the outcome of the petition. Unlike tentative rulings, they do not automatically become adopted as the order of the court. Unless an appearance at the hearing is otherwise required by law, if petitioner submits a proposed order prior to the hearing and the recommendation is to grant the petition, no appearance is necessary. If you are scheduled to appear and there is no probate note issued in your case, you should appear as scheduled. If you wish to continue a matter, you must contact the civil division at (530) 406-6704, at least two (2) court days before your hearing.

Please Note: The following probate matters will be heard in **Department Twelve at 9:00 a.m.**

CASE: Conservatorship of Beier
Case No. CV PC 19-131

It is recommended to deny objectors Kevin J. Bybee, John R. Scholz, and Sally A. Dill's objection to and petition to remove conservator Frances Beier as general conservator. (Prob. Code, § 1829.) Petitioner properly filed the petition in Yolo County. (Prob. Code, § 2201.) Objectors have not demonstrated that petitioner has failed to pursue claims against others on behalf of the estate when it would be in the best interest of the conservatee or the estate to do so. (Cal. Rules of Court, rule 7.15059, subd. (b)(13).) Petitioner properly disclosed conservatee's assets. (Prob. Code, § 2320.)

It is recommended to grant the petition for appointment of probate conservator of the person and estate. (Prob. Code, § 1820 et seq.)

It is recommended to set an annual review for September 29, 2020.

It is recommended to order reimbursement for the court investigator's report in the amount of \$450.

CASE: Estate of Blacklaw
Case No. CV PB 19-183

The Court notes that no documents have been filed since the last hearing. The following deficiencies remain and warrant denial of the petition:

1. Paragraph eight of the petition does not list the name, age, address, and relation to the decedent of petitioner William E. Denton, as a person mentioned in decedent's will as required. (Prob. Code, § 8002; Petition, ¶ 8.)
2. Petitioner has not filed proof that the *Notice of Petition to Administer Estate* (Judicial Council form DE-121) has been served on the required individuals. (Prob. Code, § 8110.)
3. Proof of publication must be filed prior to the hearing. (Prob. Code, § 8120 et seq.)
4. A photographic copy of the will has not been attached to the petition. (Prob. Code, § 8002, sub. (b)(1).)